

Between Henry Harbaugh of John and Martha Harbaugh wife of the said Henry Harbaugh, and John Mc'Clain all of Frederick County and State of Maryland - witnesseth that the said Henry Harbaugh and Martha his wife, for and in consideration of the sum of five hundred dollars current money to them in hand paid by the said John Mc'Clain before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged by them the said Henry Harbaugh and Martha his wife and themselves being therewith fully satisfied and paid haths granted, bargained and sold and by these presents doth grant, bargain, sell, and convey unto the said John Mc'Clain his heirs and assigns forever - three lots or parcels of land containing one third of an acre of land each situated, lying and being in the town called Galivilleville, Harbaugh's Valley, in the County of Frederick and State of Maryland which lots or parcels of land is distinguished on the plat of said town by the numbers of 36- 37 and 38, as well appear by reference to the same on the records of the County aforesaid.

I have and hold the said lots or portions of land with all and singular the buildings and appurtenances thereon and belonging unto the said John Mc'Clain his heirs and assigns forever, subject nevertheless to the annual ground rent of one dollar yearly, each to be paid yearly and every year on the first day of March to Peter Gollinger his heirs and assigns forever, and in case failure or refusal to pay the same to be received by distress on the lands, lots or other property thereon as other rents are distressed for or recovered, and the said Henry Harbaugh and Martha his wife for themselves their heirs executors and administrators doth hereby covenant, grant, promise and agree the lots or portions of land aforesaid and appurtenances unto the said John Mc'Clain his heirs and assigns to warrant and forever defend as well against them the said Henry Harbaugh and Martha his wife, their heirs executors and administrators as also from and against all and every other person or persons lawfully claiming any right or title thereto only the yearly ground rent aforesaid.

In testimony whereof the said Henry Harbaugh and Martha Harbaugh his wife, haths hereunto set their hands and affixed their seals the day and year first above written,

Signed sealed and dated in the presence of Peter Stew

Chas W. Bigham

Henry Harbaugh

Martha Harbaugh

Which was this Endorsed to me  
State of Maryland Frederick County testm<sup>r</sup>

Beth remembred and it is hereby certifed that on this third day of November one thousand eight hundred and thirty eight before the subscriber to Justice of the peace of the State of Maryland in and for said County, personally appears Henry Harbaugh of John and Martha Harbaugh wife of the said Henry Harbaugh they being to us the persons who are named and described as and professing to be the parties to the foregoing deed or instrument of writing and do severally acknowledge the said deed or instrument of writing to be their respective act and deed the said Martha Harbaugh being examined by us upon and out of the presence and hearing of her said husband whether she doth make her acknowledgement of the same freely and willingly and without being induced thereto by fear threats or ill usage of her said husband or for fear of his displeasure declareth and saith that she doth. In testimony whereof we hereunto subscribe our names this day and year aforesaid.

Peter Stew

Chas W. Bigham

State of Maryland Frederick County Testm<sup>r</sup>

I hereby certify that the foregoing is a true copy of the original deed as recorded in Liber H.C. Vol 8 folio 380 & P. One of the Land Records of Frederick County. In testimony -

Exhibit N.2